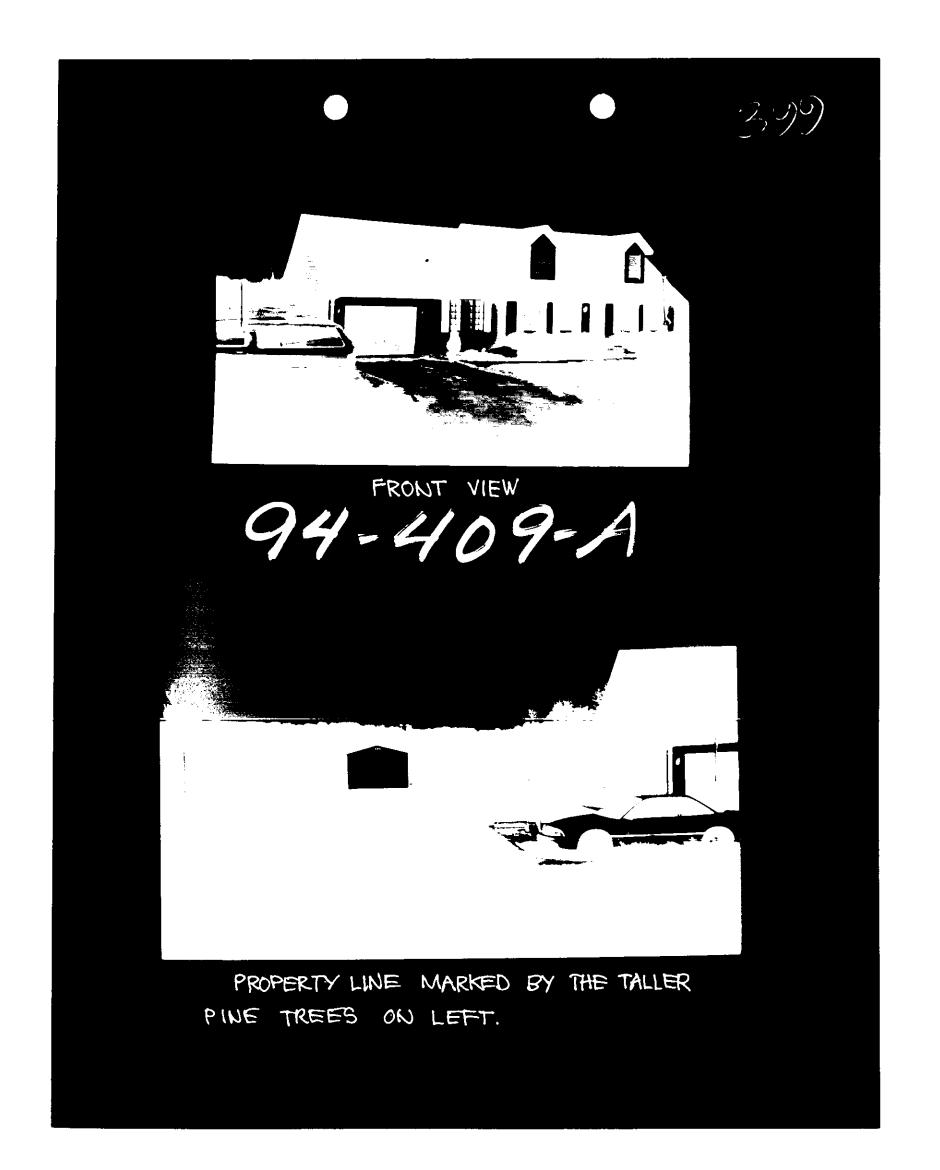
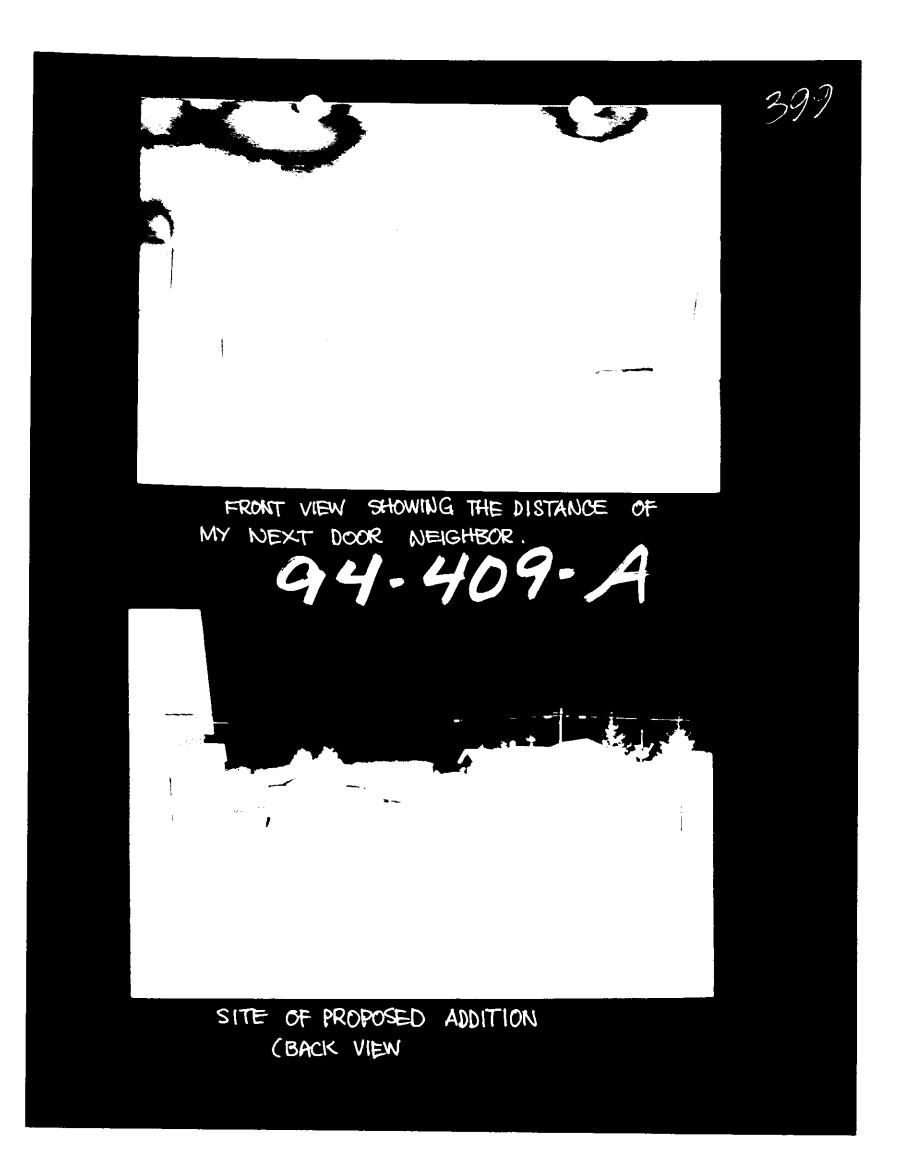


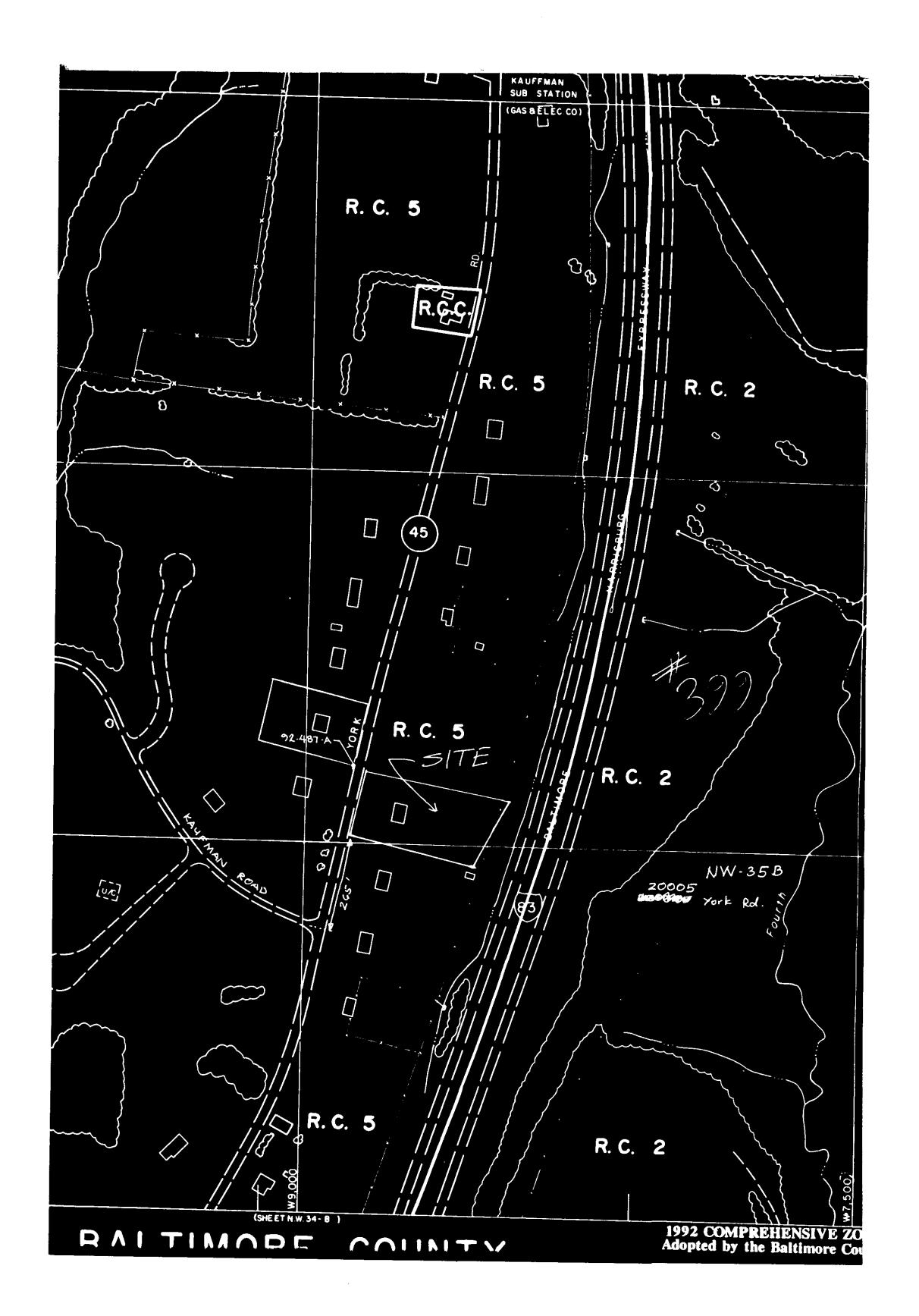
PHOTOGRAPHIC MAP

OF PHOTOGRAPHY

ARED BY AIR PHOTOGRAPHICS, INC. ARTINSBURG, W.V. 25401







Baltimore County Government Office of Zoning Administration and Development Management



111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

May 6, 1994

Mr. and Mrs. Martin C. Gamber 20005 York Road Parkton, Maryland 21120

> RE: Case No. 94-409-A, Item No. 399 Petitioner: Martin C. Gamber, et ux. Petition for Administrative Variance

Dear Mr. and Mrs. Gamber:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above referenced petition. The attached comments from each reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Enclosed are all comments submitted thus far from the members of ZAC that offer or request information on your petition. If additional comments are received from other members of ZAC, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on April 21, 1994, and a hearing was scheduled accordingly.

The following comments are related only to the filing of future zoning petitions and are aimed at expediting the petition filing process with this office.

1. The director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by zoning personnel.

Zoning Plans Advisory Committee Comments Mr. and Mrs. Martin C. Gamber Date: May 6, 1994

- 2. Anyone using this system should be fully aware that they are responsible for the accuracy and completeness of any such petition. All petitions filed in this manner will be reviewed and commented on by zoning personnel prior to the hearing. In the event that the petition has not been filed correctly, there is always a possibility that another hearing will be required or the zoning commissioner will deny the petition due to errors or incompleteness.
- 3. Attorneys, engineers and applicants who make appointments to file petitions on a regular basis and fail to keep the appointment without a 72-hour notice will be required to submit the appropriate filing fee at the time future appointments are made. Failure to keep these appointments without proper advance notice, i.e. 72 hours, will result in the forfeiture loss of the filing fee.

If you have any questions concerning the enclosed comments, please feel free to contact Charlotte Minton in the zoning office at 887-3391 or the commenting agency.

Sincerely,

WCR:cmm

Baltimore County Government Fire Department 700 East Joppa Road Suite 901 Towson, MD 21286-5500 (410) 887-4500 DATE: 04/12/94 Arnold Jablon Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105 RE: Property Owner: LOCATION: SEE BELOW Item No.: SEE BELOW Zoning Agenda: Gentlemen: Pursuant to your request, the referenced property has been surveyed by this Eureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property. 8. The Fire Prevention Eureau has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 395,398 (399) 400, AND 402.

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F ce: File

Printed with Soybean Ink

Maryland Department of Transportation State Highway Administration

O. Jarnes Lighthizer Hal Kassoff Administrator

4/24-94

Ms. Charlotte Minton Zoning Administration and Development Management County Office Building Room 109 111 W. Chesapeake Avenue Towson, Maryland 21204

Item No.: + 399 (TZL) 94-409-A

Re: Baltimore County

Dear Ms. Minton:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration project.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours, Reb Small John Contestabile, Chief Engineering Access Permits

My telephone number is _____ Maryland Pelay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Tolt Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jabion, Director Zoning Administration and Development Management

DATE: May 5, 1994

FROM: Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning and Zoning has no comments on the following petition(s): Item Nos. 377, 397, 398, 399, 400, 402, 409, 410, 412 and 414.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

PK/JL:lw

Baltimore County Government Office of Zoning Administration and Development Management

111 West Chesapeake Avenue Towson, MD 21204

20005 York Road

(110) 887-3353

April 28, 1994

NOTICE OF CASE NUMBER ASSIGNMENT

Parkton, Maryland 21120 CASE NUMBER: 94-409-A (Item 399)

Martin C. Gamber and Tessie A. Gamber

20005 York Road E/S York Road, 265' N of Kaufman Road 7th Election District - 3rd Councilmanic

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before May 1, 1994. The closing date (May 16, 1994) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief. (b) deny the requested relief, or (c) demand that the matter be set in for a public bearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).

3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER

Plat to accompany Petition for Zoning Variance Special Hear-PROPERTY ADDRESS: 2005 YORK RD., PARKTON . MD. بالمرابع والمرابي المجالية والمتابع والمنابع والمنابع والمنابع والمنابع والمنابع والمنابع والمنابع والمتابع والمتابع Subdivision name: APPLE VALLEY
plat book# 50 ,tollo# 25 ,lot# 5 _section#_ OWNER: MARTIN ETESSIE GAMBER REGINA KLEEMAN O09 YORK ROAD RKTON, MD 21120 \$ 77 - 27 00' E *3*94.15' CHARLES DICKSON 20003 TORK ROAD PARKTON MD 21120 LOCATION INFORMATION Councilmanic Districts Election District: 7Th 1-200 scale map#: NW 35B Zoning RC5 Lot size 1.429 62,247 Chesapeaka Bay Critical Area: N 77-27'00 W Prior Zoning Hearings: N/A Zoning Office USE ONLY! Scale of Drawing: 1'= '50'

ZAC.377/PZONE/ZAC1

IN RE: PETITION FOR ADMIN. VARIANCE E/S York Road, 265' N of Kaufman Road (20005 York Road) 7th Election District 3rd Councilmanic District

Martin C. Gamber, et ux Petitioners

* DEPUTY ZONING COMMISSIONER * OF BALTIMORE COUNTY

* * * * * * * * * *

* Case No. 94-409-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Administrative Variance for that property known as 20005 York Road, located in the Five Forks area of northern Baltimore County. The Petition was filed by the owners of the property, Martin C. and Tessi A. Gamber. The Petitioners seek relief from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 38 feet in lieu of the required 50 feet and to amend the last approved Development Plan of Apple Valley, Plat 1, Lot 5 accordingly, for a proposed garage addition in accordance with Petitioner's Exhibit 1.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements

of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 18^{+16} day of May, 1994 that the Petition for Administrative Variance seeking relief from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 38 feet in lieu of the required 50 feet and to amend the last approved Development Plan of Apple Valley, Plat 1, Lot 5 accordingly, for a proposed garage addition, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is

> > Deputy Zoning Commissioner for Baltimore County

TMK:bjs

reversed, the relief granted herein shall be rescinded.

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

Suite 113 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

May 18, 1994

Mr. & Mrs. Martin C. Gamber 20005 York Road Parkton, Maryland 21120

RE: PETITION FOR ADMINISTRATIVE VARIANCE E/S York Road, 265' N of Kaufman Road (20005 York Road) 7th Election District - 3rd Councilmanic District Martin C. Gamber, et ux - Petitioners Case No. 94-409-A

Dear Mr. & Mrs. Gamber:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Zoning Administration Office at

> Very truly yours, Deputy Zoning Commissioner for Baltimore County

cc: People's Counsel

Attorney for Petitioner

Petition for Administrative Variance to the Zoning Commissioner of Baltimore County for the property located at 20005 YORK ROAD, PARKTON, MD 21120 which is presently zoned RC5 This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached nereto and made a part hereof, hereby petition for a Variance from Section(s) SECTION 1A04.3.B.3 図面図質質図数図数 TO PERMIT A SIDE YARD SETBACK OF 38 FT. IN LIEU OF THE REQUIRED 50 FT. AND TO AMEND THE LAST APPROVED DEVELOPMENT PLAN OF APPLE VALLEY PLAT 1 FOR LOT 5. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or Property is to be posted and advertised as prescribed by Zoning Regulations. t, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County. I/We do solumnly declare and affirm, under the penalties of perjury, that !/we are the Contract Purchaser/Lessee (Type or Print Name) 20005 YORK RD 771-7634 - WORK (Type or Print Name)

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at 20005 YORK ROAD

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative

Variance at the above address: findicate hardship or practical difficulty) To convert our (1) one car garage to a (2) two car garage on the same time, divert the water away from the front of the house which gives us floods in the basement everytime we get heavy rainfal

That Affiant(s) acknowledge(s) that if a protest is filed. Affiant(s) will be required to pay a reposting and advertising fee and Martin C. Hamber (2) Tesse & framber (signature)

MARTIN C. GAMBER (signature)

Tesse & framber (signature)

TESSIE A. GAMBER (type or print name) STATE OF MARYLAND, COUNTY OF BALTIMORI, to wit:

THEREBY CERTIFY, this 14 day of Agrical of Maryland, in and for the County aloresaid, personally appeared , 19<u>94</u>, before me, a Notary Public of the State Whenty C. & Time Samler the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Seal.

4-14-94

EXAMPLE 3 – Zoning Description 94-409-A Three copies are required. Copies of deeds cannot be used in place of this description. Use this fill-in format provided whenever possible; otherwise, type or print on 8-1/2" x 11" sheet. ZONING DESCRIPTION FOR 2005 YORK Rp., PARKTON, MD. 21120 Councilmanic District 3rd Election District 7th Beginning at a point on the EAST (north, south, past or west) (street on which property fronts) (number of feet of right-of way width) wide at a distance of ZGS A. NORTH of (number of feet) (north, south, east or west) centerline of the nearest improved intersecting street KAUFMAN RD. (number of feet of right-of-way width) wide. *Being Lot #_ as recorded in Baltimore County Plat , Folio # 25 62,247 sq.ft. / 1.429 acre (square feet and acres) *If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivis_on description as shown, instead state: "As recorded in Deed Liber ____, Folio ___ " and include the measurements and directions (metes and bounds only) here and on the plat in the Example of metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

	ZONING DEPARTMENT (OF POSTING OF BALTIMORE COUNTY Maryland
	District Tollier Variance	Date of Posting 4/29/94
	Petitioner: Martin + Tessio Gon Location of property: 2005 1/01/5	
	Location of Signs: Freeze Too Luby	
	Remarks:	
⊕	Posted by Signature Number of Signature	Date of return: 5 6/9%

Eultimore County Zoning Administration & Development Management 111 West Chesopeake Avenue	jieoet
Tov. sua, Maryland 21204	Account: R-001-6150
Date 4/21/94 94-409	-A By JLL
PRES VAR FILING CODE	010 \$ 50.00
/ RES AMENDMEND. TO FDP	030 4 50 000
(DSIEN POSTING.	# 35.00
OWNERS GAMBER	# 135.00
LOC. 20005 YORK RD.	
Please Moke Check	02A02#0019WTCHRC #133.00 PA FOR9:516H04-21-94 Re Payable To: Baltimore County

Baltimore County Government Office of Zoning Administration and Development Management 111 West Chesapeake Avenue Towson, MD 21204 ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES Baltimore County Zoning Regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County. This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. PAYMENT WILL BE MADE AS FOLLOWS: Posting fees will be accessed and paid to this office at the time of filing. 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper. NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER. For newspaper advertising: Item No.: 399 Petitioner: MARTIN PUD TECSIE GHILLEFA Location: 20005 YORK FD. PLEASE FORWARD ADVERTISING BILL TO: SAME ADDRESS: 00005 VORK 780 PARKTON ND 21/20

*MUST BE SUPPLIED

* PHONE NUMBER: 771 7634 DAY

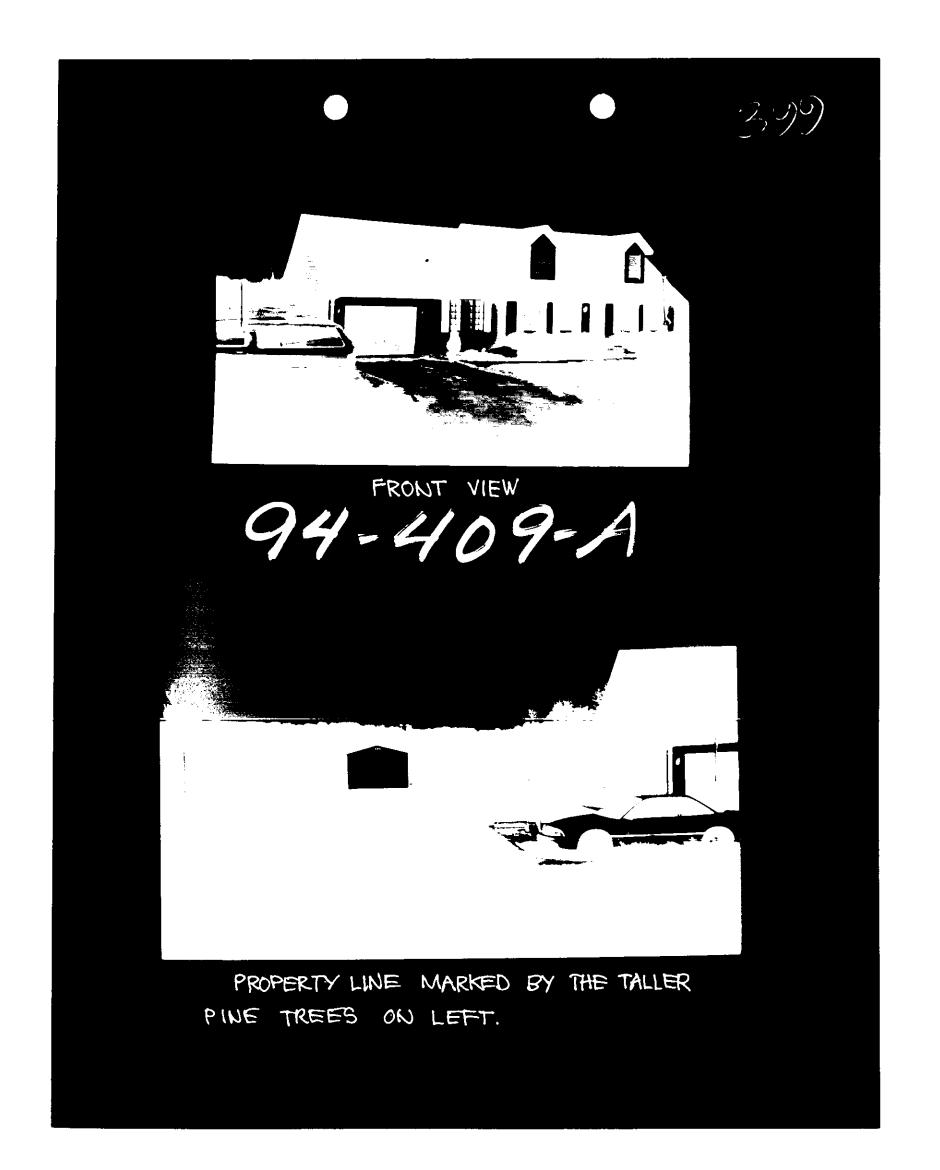
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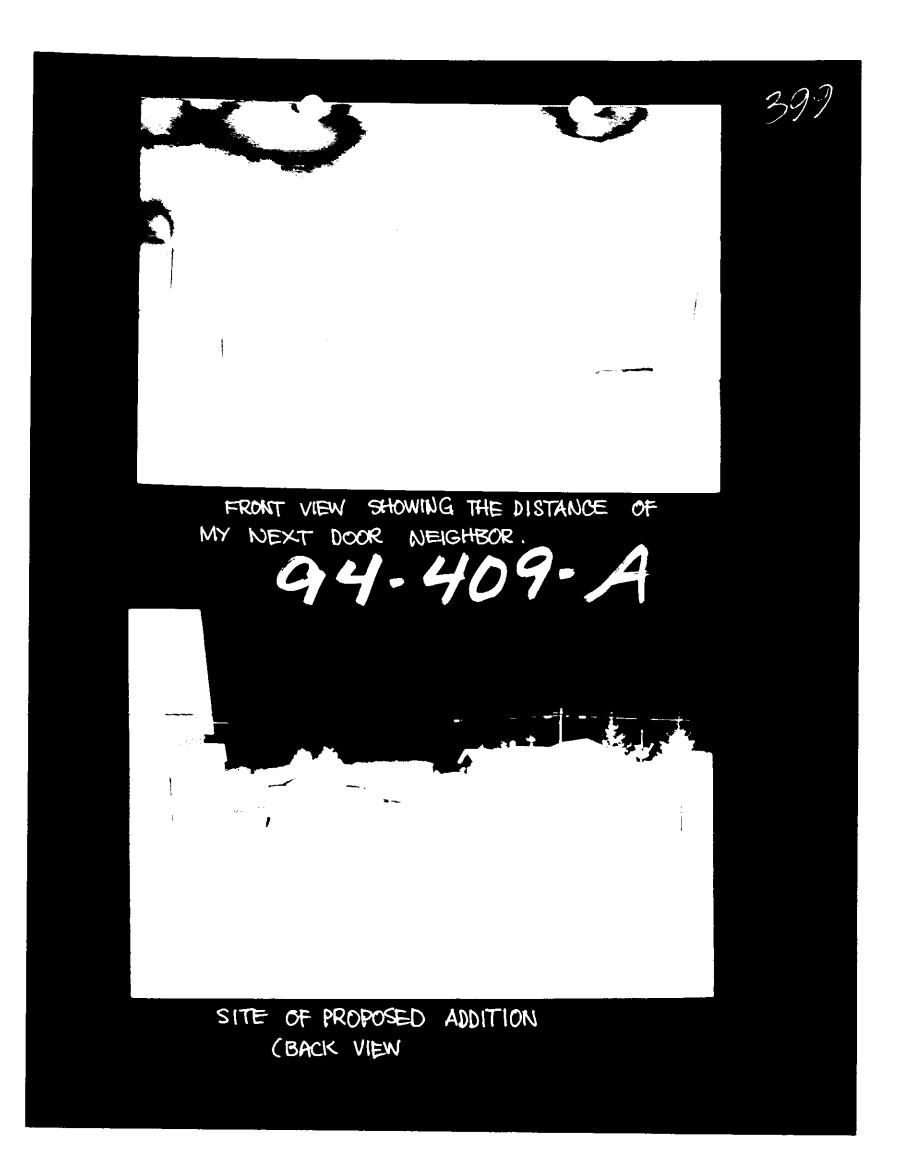


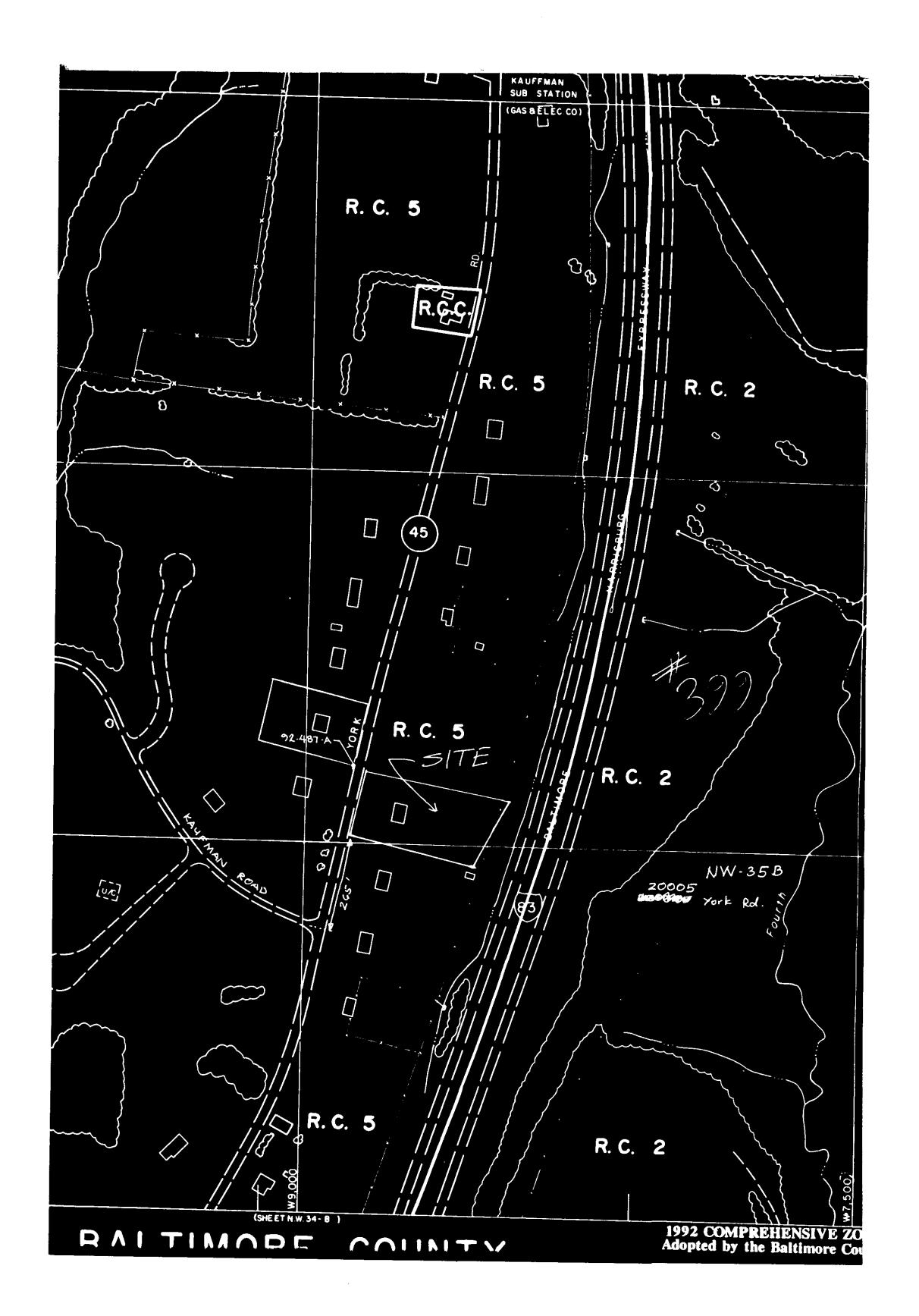
PHOTOGRAPHIC MAP

OF PHOTOGRAPHY

ARED BY AIR PHOTOGRAPHICS, INC. ARTINSBURG, W.V. 25401







Baltimore County Government Office of Zoning Administration and Development Management



111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

May 6, 1994

Mr. and Mrs. Martin C. Gamber 20005 York Road Parkton, Maryland 21120

> RE: Case No. 94-409-A, Item No. 399 Petitioner: Martin C. Gamber, et ux. Petition for Administrative Variance

Dear Mr. and Mrs. Gamber:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above referenced petition. The attached comments from each reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Enclosed are all comments submitted thus far from the members of ZAC that offer or request information on your petition. If additional comments are received from other members of ZAC, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on April 21, 1994, and a hearing was scheduled accordingly.

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Zoning Plans Advisory Committee Comments Mr. and Mrs. Martin C. Gamber Date: May 6, 1994

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If you have any questions concerning the enclosed comments, please feel free to contact Charlotte Minton in the zoning office at 887-3391 or the commenting agency.

Sincerely,

WCR:cmm

Baltimore County Government Fire Department 700 East Joppa Road Suite 901 Towson, MD 21286-5500 (410) 887-4500 DATE: 04/12/94 Arnold Jablon Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105 RE: Property Owner: LOCATION: SEE BELOW Item No.: SEE BELOW Zoning Agenda: Gentlemen: Pursuant to your request, the referenced property has been surveyed by this Eureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property. 8. The Fire Prevention Eureau has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 395,398 (399) 400, AND 402.

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F ce: File

Printed with Soybean Ink

Maryland Department of Transportation State Highway Administration

O. Jarnes Lighthizer Hal Kassoff Administrator

4/24-94

Ms. Charlotte Minton Zoning Administration and Development Management County Office Building Room 109 111 W. Chesapeake Avenue Towson, Maryland 21204

Item No.: + 399 (TZL) 94-409-A

Re: Baltimore County

Dear Ms. Minton:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration project.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours, Reb Small John Contestabile, Chief Engineering Access Permits

My telephone number is _____ Maryland Pelay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Tolt Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jabion, Director Zoning Administration and Development Management

DATE: May 5, 1994

FROM: Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning and Zoning has no comments on the following petition(s): Item Nos. 377, 397, 398, 399, 400, 402, 409, 410, 412 and 414.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

PK/JL:lw

Baltimore County Government Office of Zoning Administration and Development Management

111 West Chesapeake Avenue Towson, MD 21204

20005 York Road

(110) 887-3353

April 28, 1994

NOTICE OF CASE NUMBER ASSIGNMENT

Parkton, Maryland 21120 CASE NUMBER: 94-409-A (Item 399)

Martin C. Gamber and Tessie A. Gamber

20005 York Road E/S York Road, 265' N of Kaufman Road 7th Election District - 3rd Councilmanic

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before May 1, 1994. The closing date (May 16, 1994) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief. (b) deny the requested relief, or (c) demand that the matter be set in for a public bearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

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Plat to accompany Petition for Zoning Variance Special Hear-PROPERTY ADDRESS: 2005 YORK RD., PARKTON . MD. بالمرابع والمرابي المجالية والمتابع والمنابع والمنابع والمنابع والمنابع والمنابع والمنابع والمنابع والمتابع والمتابع Subdivision name: APPLE VALLEY
plat book# 50 ,tollo# 25 ,lot# 5 _section#_ OWNER: MARTIN ETESSIE GAMBER REGINA KLEEMAN O09 YORK ROAD RKTON, MD 21120 \$ 77 - 27 00' E *3*94.15' CHARLES DICKSON 20003 TORK ROAD PARKTON MD 21120 LOCATION INFORMATION Councilmanic Districts Election District: 7Th 1-200 scale map#: NW 35B Zoning RC5 Lot size 1.429 62,247 Chesapeaka Bay Critical Area: N 77-27'00 W Prior Zoning Hearings: N/A Zoning Office USE ONLY! Scale of Drawing: 1'= '50'

ZAC.377/PZONE/ZAC1

IN RE: PETITION FOR ADMIN. VARIANCE E/S York Road, 265' N of Kaufman Road (20005 York Road) 7th Election District 3rd Councilmanic District

Martin C. Gamber, et ux Petitioners

* DEPUTY ZONING COMMISSIONER * OF BALTIMORE COUNTY

* Case No. 94-409-A

* * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Administrative Variance for that property known as 20005 York Road, located in the Five Forks area of northern Baltimore County. The Petition was filed by the owners of the property, Martin C. and Tessi A. Gamber. The Petitioners seek relief from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 38 feet in lieu of the required 50 feet and to amend the last approved Development Plan of Apple Valley, Plat 1, Lot 5 accordingly, for a proposed garage addition in accordance with Petitioner's Exhibit 1.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements

of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 18^{+16} day of May, 1994 that the Petition for Administrative Variance seeking relief from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 38 feet in lieu of the required 50 feet and to amend the last approved Development Plan of Apple Valley, Plat 1, Lot 5 accordingly, for a proposed garage addition, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.

> > Deputy Zoning Commissioner for Baltimore County

TMK:bjs

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

Suite 113 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

May 18, 1994

Mr. & Mrs. Martin C. Gamber 20005 York Road Parkton, Maryland 21120

RE: PETITION FOR ADMINISTRATIVE VARIANCE E/S York Road, 265' N of Kaufman Road (20005 York Road) 7th Election District - 3rd Councilmanic District Martin C. Gamber, et ux - Petitioners Case No. 94-409-A

Dear Mr. & Mrs. Gamber:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Zoning Administration Office at

> Very truly yours, Deputy Zoning Commissioner for Baltimore County

cc: People's Counsel

Petition for Administrative Variance to the Zoning Commissioner of Baltimore County for the property located at 20005 YORK ROAD, PARKTON, MD 21120 which is presently zoned RC5 This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) SECTION 1A04.3.B.3 図面図製質図数図数 TO PERMIT A SIDE YARD SETBACK OF 38 FT. IN LIEU OF THE REQUIRED 50 FT. AND TO AMEND THE LAST APPROVED DEVELOPMENT PLAN OF APPLE VALLEY PLAT 1 FOR LOT 5. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or Property is to be posted and advertised as prescribed by Zoning Regulations. t, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County. I/We do solumnly declare and affirm, under the penalties of perjury, that !/we are the Contract Purchaser/Lessee (Type or Print Name) Attorney for Petitioner 20005 YORK RD 771-7634 - WORK (Type or Print Name)

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at 20005 YORK ROAD

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: findicate hardship or practical difficulty)

To convert our (1) one car garage to a (2) two car garage on the same time, divert the water away from the front of the house which gives us floods in the base ment everytime we get heavy rainfall

That Affiant(s) acknowledge(s) that if a protest is filed. Affiant(s) will be required to pay a reposting and advertising fee and Martin C. Hamber (signature)

MARTIN C. GAMBER (signature)

Tessie & framber (signature)

TESSIE A. GAMBER (type or print name) STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

, 19<u>94</u>, before me, a Notary Public of the State "Westy C. & Terre Samler the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.

AS WITNESS my hand and Notarial Seal. 4-14-94

EXAMPLE 3 – Zoning Description 94-409-A

Three copies are required. Copies of deeds cannot be used in place of this description. Use this fill-in format provided whenever possible; otherwise, type or print on 8-1/2" x 11" sheet.

ZONING DESCRIPTION FOR 2005 YORK Rp., PARKTON, MD. 21120 Councilmanic District 3rd Election District 7th

Beginning at a point on the EAST (north, south, past or west) (street on which property fronts) (number of feet of right-of way width) wide at a distance of 265 A. NORTH of (number of feet) (north, south, east or west)

centerline of the nearest improved intersecting street KAUFMAN RD. (number of feet of right-of-way width) wide. *Being Lot #____

_ in the subdivision of as recorded in Baltimore County Plat

_____, Folio # **25** 62,247 sq.ft. / 1.429 acre . (square feet and acres)

> *If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivis_on description as shown, instead state: "As recorded in Deed Liber ____, Folio ___ " and include the measurements and directions (metes and bounds only) here and on the plat in the

Example of metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

CERTIFICATE OF POSTING ONING DEPARTMENT OF BALTIMORE COUNTY 97-409-A

• •	
District Tollarics Posted for: Variance	Date of Posting 4/29/94
Petitioner: Martin + Tessio G.	my box
Location of property: 2005 1/01/5	Rd., F/S, 265' 14/Kay-mar Rd
Location of Signa: Facing Too Luby	on proporty being soned
Remarks:	
Posted by Markety	Date of return: 5/0/94

Zoning Administration & Development Management 111 West Chesopeuke Avenue Townen, Maryland 21204

Number of Signe:

| RES VAR FILING CODE 010 \$ 50.00 | RES AMENDMENDS. TO FDP 030 \$ 50.00 | DSIENT POSTING. \$ \$35.00

LOC. 20005 YORK RD.

02A02#0019NTCHRC Please Make Checks Payable To: Baltimore County

which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County. This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. PAYMENT WILL BE MADE AS FOLLOWS: Posting fees will be accessed and paid to this office at the time of filing. 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper. NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

Baltimore County Government

Office of Zoning Administration

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County Zoning Regulations require that notice be given to the general public/neighboring property owners relative to property

and Development Management

ror newspaper advertising:	
Item No.: 390)	
Petitioner: NHKT/N FUND TECS/E SHINEFR	
Location: 20005 York FD.	
PLEASE FORWARD ADVERTISING BILL TO:	
NAME: SAME	
ADDRESS: Q0005 YORK 80	
PARISTON ND. 21/20	
* PHONE NUMBER: 771 7634 DAY	

MUST BE SUPPLIED

111 West Chesapeake Avenue

Towson, MD 21204

1 2 (4/05/93)